

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6654 of 1997

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For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
1 to 5 No

MADHUBEN SUMANTRAI MEHTA

Versus

COMPETENT AUTHORITY & ADDL. COLLECTOR

Appearance:

MR MI HAVA for Petitioner

Mr.S.A. Pandya, learned AGP for the respondent.

CORAM : MR.JUSTICE M.R.CALLA

Date of decision: 29/09/97

ORAL JUDGEMENT

Rule. Mr. Pandya, learned AGP waives service of rule on behalf of respondent. On the request of both the sides, the matter is taken up for final disposal right today because it is given out that exactly identical matter has been decided earlier by this court in Special Civil Application No.5655 of 1997 on 9.9.97.

The petitioner is the land owner coming from District Surat. It has been submitted that the Scheme

under S.21 of the Urban Land (Ceiling and Regulation) Act, 1976 was submitted before the respondent way back on 30.3.79 in respect of S.No.260 (final plot No.74) at village Udhna.Mr.Hawa states that although the authorities concerned have examined the proposal made by the petitioner, the same is not being finalised for reasons best known to the respondent.

Mr.Pandya, learned A.G.P. submits that, in the circumstances appropriate direction may be given to the respondent to decide the Scheme within a reasonable time. Therefore, the respondent is directed to decide the Scheme preferably within two months from the date of the receipt of the writ of this Court. Rule is made absolute accordingly with no order as to costs.